Case3:09-cr-00523-WHA Document96 Filed 03/08/10 Page 11:06 f33 1 MORGAN, LEWIS & BOCKIUS LLP JOHN H. HEMANN, State Bar No. 165823 2 One Market, Spear Street Tower San Francisco, CA 94105-1126 3 Tel: 415.442.1000 Fax: 415.442.1001 4 E-mail: jhemann@morganlewis.com 5 Attorneys for Defendant ANTOINETTE COWDEN 6 7 UNITED STATES DISTRICT COURT 8 9 NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION 10 11 UNITED STATES OF AMERICA, No. CR 09-523-WHA 12 Plaintiff, (PROPOSED) STIPULATED ORDER 13 CONTINUING SENTENCING 14 v. **Current Hearing Date: March 9, 2010** ANTOINETTE COWDEN, 15 Time: 2:00 P.M. Defendant. Judge: Hon. William H. Alsup 16 Proposed Hearing Date: April 13, 2010 17 2:00 P.M. Time: 18 19 20 21 22 23 24 25 26 27 DB2/21586930.1

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ATTORNEYS AT LAW
PALO ALTO

[PROPOSED] STIPULATED ORDER CONTINUING SENTENCING DR 09-523-WHA

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This matter is currently scheduled for a Sentencing Hearing before the Court on Tuesday, March 9, 2010. This matter was previously continued by the Court at the request of the parties in order to occur after the resolution of the charges against Defendant Cowden's co-defendant, Virginia Roberson. It now appears that the Roberson trial will not occur in the immediate future and it would be appropriate to conduct the Cowden sentencing before that time. The Assistant U.S. Attorney and counsel for defendant Cowden have conferred regarding the sentencing to determine whether the issues to be decided by the Court can be narrowed. Counsel for defendant Cowden would like the opportunity to share information from a voluminous psychological evaluation of defendant Cowden with the AUSA before the AUSA makes his sentencing recommendation to the Court and to provide this information, under seal, to the Court prior to sentencing. Due to conflicting schedules, the time necessary to complete the evaluation, and the issues presented by the evaluation, the parties have not yet been able to complete this process. The parties further believe that the interests of justice require presentation and consideration of this information. Therefore, the parties respectfully request that the Sentencing Hearing for Defendant Cowden be continued until Tuesday, April 6, 2010 at 2:00 p.m., or another date convenient for the Court.

IT IS SO STIPULATED.

II IS SO STIFULATED.	
3-8-2010	/s/
DATED	JOSEPH P. RUSSONIELLO United States Attorney Northern District of California MATTHEW L. McCARTHY Assistant United States Attorney
3-8-2010	/s/
DATED	JOHN HEMANN MORGAN, LEWIS & BOCKIUS LLP Attorney for Defendant Antoinette Cowden

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Morgan, Lewis & Bockius LLP Attorneys at Law

Palo Alto

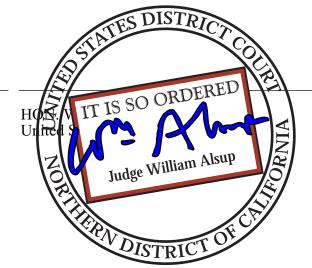
ORDER

For the foregoing reasons, the Sentencing Hearing for Defendant Antoinette Cowden is continued until April 13, 2010 at 2:00 p.m.

IT IS SO ORDERED.

March 8, 2010

DATED



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